

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
INCOME TAX REFERENCE NO. 55 of 1994

The Commissioner of Income Tax Applicant.

vs.

The Boots Co. (I) Ltd., ... Respondent

Mr. Ashok Kotangale, Sr. Counsel
with Mr. D. A. Dubey i/b. S. Bhattacharya for
applicant.

CORAM: V. C. DAGA

AND

A. S. AGUIAR JJ.

Date: 26th July, 2005.

P. C. :

1. The above matter, was on our board on 18th July 2005 when it was adjourned to 19.7.05 to ascertain whether service was effected on the Respondent. On 19.7.05 one week's time was granted as a last chance at the request of the learned counsel for the applicant to effect service on the Respondent. Till today no material is placed before us to show that the service has been effected on the Respondent. Even today learned counsel for the applicant is not in a position to make a statement as to whether service has been effected or any steps in that behalf were taken. In that view of the matter we have no option but to return the reference unanswered. Reference stands disposed of with no order as to costs.

Copy of this order to be forwarded to Shri Berjinder Singh, Chairman
Central Board of Direct Taxes, North Block, New Delhi 110 001 for
information.

(V. C. DAGA J.)

(A. S. AGUIAR J.)